

1  
2  
3  
4  
5  
6  
7           UNITED STATES DISTRICT COURT  
8           WESTERN DISTRICT OF WASHINGTON  
9           AT SEATTLE

10           CYWEE GROUP, LTD.,

CASE NO. C17-0932JLR

11           Plaintiff,

ORDER

12           v.

13           HTC CORPORATION, et al.,

14           Defendants.

15           Before the court is Plaintiff CyWee Group, Ltd. and Third-Party Defendant  
16 CyWee Motion Group, Ltd.’s (together, “CyWee”) unopposed motion to lift the stay in  
17 this case, dismiss CyWee’s patent claims as moot, and set a schedule to adjudicate the  
18 remaining non-patent claims. (Mot. (Dkt. # 183).) CyWee also asks the court to dismiss  
19 Defendants / Third-Party Plaintiffs HTC Corporation and HTC America, Inc.’s (together,  
20 “HTC”) counterclaims that are related to CyWee’s patent claims. (*Id.* at 2.) Counsel for  
21 CyWee certifies that he conferred with counsel for HTC, who “was not opposed to the

1 requests set forth in CyWee's motion." (*Id.* at 3.) Counsel for HTC did not, however,  
2 sign CyWee's motion. (*See id.*)

3 The court declines to enter an order that dismisses HTC's counterclaims absent a  
4 motion signed by HTC's counsel. Therefore, the court DENIES CyWee's motion (Dkt.  
5 # 183) without prejudice to the parties filing a stipulated motion to lift the stay and  
6 dismiss the patent-related claims that is signed by counsel for both CyWee and HTC.

7 Dated this 28th day of August, 2024.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22



---

JAMES L. ROBART  
United States District Judge